**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE**

**WEDNESDAY, THE 28TH NOVEMBER 2007 / 7TH AGRAHAYANA 1929**

**WP(C).No. 12472 of 2007(I)**

**PETITIONER:**

**K.RAMACHANDRAN, GOVERNMENT CONTRACTOR,**
**KAILS, KALLUMKADAVU, PATHANAPURAM,**
**KOLLAM DISTRICT.**

**BY ADV. SRI.ANCHAL C.VIJAYAN**

**RESPONDENTS:**

1. **THE PATHANAPURAM BLOCK PANCHAYATH,**
   **PATHANAPURAM REPRESENTED BY ITS**
   **SECRETARY.**

2. **THE PROJECT OFFICER,**
   **DISTRICT RURAL DEVELOPMENT AUTHORITY,**
   **KOLLAM.**

3. **THE ASSISTANT EXECUTIVE ENGINEER,**
   **DISTRICT RURAL DEVELOPMENT AUTHORITY,**
   **KOLLAM.**

4. **THE DISTRICT LEVEL TECHNICAL ADVISORY**
   **COMMITTEE, REPRESENTED BY ITS CONVENOR,**
   **DRDA, KOLLAM.**

5. **THE COMMISSIONER,**
   **RURAL DEVELOPMENT DEPARTMENT,**
   **GOVERNMENT OF KERALA,**
   **THIRUVANANTHAPURAM.**

6. **THE PRINCIPAL SECRETARY,**
   **LOCAL SELF GOVERNMENT (R.D.P.A)**
   **DEPARTMENT, GOVERNMENT SECRETARIATE,**
   **THIRUVANANTHAPURAM.**

**BY ADV. SRI.P.B.SURESH KUMAR for R1**
**BY GOVERNMENT PLEADER SRI. K.J.MOHAMMED ANZAR**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

*KSS*

**APPENDIX**

**PETITIONER'S EXHIBITS:**

**EXT.P1:** COPY OF THE RELEVANT PAGE OF THE CONTRACT CERTIFICATE IN RESPECT OF AGREEMENT NO.08/03-04 DTD. 26/06/03 ISSUED TO THE PETITIONER BY THE 1ST RESPONDENT.

**EXT.P2:** COPY COPY OF THE RESOLUTION NO.3 DTD. 27/03/2004 PASSED BY THE 1ST RESPONDENT.

**EXT.P3:** COPY OF THE PETITION SUBMITTED BY THE PETITIONER DTD. 26/07/2004 TO THE 1ST RESPONDENT.

**EXT.P4:** COPY OF THE PETITION DT.D 20/10/2004 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.

**EXT.P5:** COPY OF THE REPORT OF THE REVISED ESTIMATE PREPARED BY THE ASSISTANT ENGINEER OF 1ST RESPONDENT.

**EXT.P6:** COPY OF THE JUDGMENT DTD. 29/07/2005 IN WP(C) NO.33314/04 OF THIS HON'BLE COURT.

**EXT.P7:** COPY OF THE DECISION TAKEN BY THE 1ST RESPONDENT AS PER EXHIBIT P6 JUDGMENT.

**EXT.P8:** COPY OF THE COMMUNICATION NO.7448/R & 1.1/04/CRD DTD. 31/01/2006 ISSUED BY THE COMMISSIONER FOR RURAL DEVELOPMENT.

**EXT.P9:** COPY OF THE MINUTES OF THE DLTC SUB GROUP A COMMITTEE HELD ON 23/08/2006.

**EXT.P10:** COPY OF THE ORDER NO.T.S.ORDER NO.T.S.4/06/07 DTD. 23/08/2006 ISSUED BY THE 4TH RESPONDENT.

**EXT.P11;** COPY OF THE RESOLUTION NO.29 DTD. 23/09/2006 PASSED BY THE 1ST RESPONDENT.

**EXT.P12:** COPY OF THE LETTER NO.PCB.56/03 DTD. 30/09/2006 ISSUED BY THE 1ST RESPONDENT.

**EXT.P13:** COPY OF THE COMMUNICATION NO.3904/PA3/04/LSGD DTD. 13/10/2004 ISSUED BY THE 6TH RESPONDENT TO THE 5TH RESPONDENT.

**EXT.P14:** COPY OF THE RESOLUTION NO.7 DTD. 26/02/2007 PASSED BY THE 1ST RESPONDENT.

**EXT.P15:** COPY OF THE COMMUNICATION VIDE NO.C/3565/2003 DTD. 24/02/2007 ISSUED BY THE POVERTY ALLEVIATION UNIT, JILLA, PANCHAYATH THEVALLY KOLLAM TO THE 5TH RESPONDENT.

**EXT.P16:** COPY OF THE COMMUNICATION NO.7448 R & I – 1/04/CRD DTD. 09/03/2007 FROM 5TH RESPONDENT TO 6TH RESPONDENT.

**EXT.P17:** COPY OF THE REQUEST DTD. 08/03/2007 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.

**/TRUE COPY/**

**P.A.TO JUDGE**

*KSS*

**PIUS C. KURIAKOSE, J.**

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**W.P.(C) NO. 12472 of 2007**

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**Dated this the 28th day of November , 2007**

**JUDGMENT**

It appears to me that the petitioner's grievance is some what genuine. But the matter is presently pending before the 5th respondent. I dispose of the writ petition directing the 5th respondent to take an early decision on the revised estimate which has been submitted to the 5th respondent for approval. The 5th respondent will take decision on the question of granting approval taking into account the relevant documents, at the earliest and at any rate within one month of receiving a copy of this judgment together with copies of all the relevant documents which will also be produced by the petitioner.

**PIUS C. KURIAKOSE,**
**JUDGE.**

Dpk